

FINAL
DENTISTRY EXAMINING BOARD
MADISON, WI
MAY 7, 2003

PRESENT: Bruce Barrette, DDS; David Carroll, RDH; Keith Clemence, DDS; Nanette Kosydar Dreves, RDH; Judith Ficks, Wilber Gill, DDS; Karen Jahimiak, DDS; Catherine Schleis, RDH; Richard Strand, DDS; Bruce Trimble, DDS

EXCUSED: Arthur Srb

STAFF PRESENT: Tom Ryan, Bureau Director; Jacquelynn Rothstein, Legal Counsel; Grace Schwingel; Program Assistant; Jim Polewski, DOE Attorney, and DOE staff

GUESTS: Ralph Pamenter and Chris Schreier; - Interest in Conscious Sedation
Representatives from WDHA:
Linda Jorganson, RDH; Peter Theo
Representatives from Dental Organization for Conscious Sedation:
Jeff O'Brien, Kaveh Ghabrusoi, Jason Goodchild, Denis Scharine,
Thomas Houl, Wanda Tuite, Tony Hosseini, Mary Jensen, Mandi Onan
Representatives from the WDA:
Mara Brooks, Mike Donohoo

CALL TO ORDER

Bruce Barrette, Chair, called the meeting to order at 8:33 a.m. A quorum of 10 members was present.

PLEDGE OF ALLEGIANCE

AGENDA

Amendments to Agenda:

Review of Application for Patricia DeChene, RDH
Delete AADE March Meeting Report (before Item E-duplicate item)
Agenda Item F will be discussed before Item B
ALJ Hearings - tabled to next meeting
Steven Raider, DDS is requesting full licensure
William Beaupre, DDS is requesting a 3-month stay of suspension

MOTION: Catherine Schleis moved, seconded by Keith Clemence, to approve the agenda as amended. Motion carried unanimously.

SECRETARY DONZIA STRONG HILL OR DESIGNEE

The Chair introduced Tom Ryan, Bureau Director, who started working in the Department in March 2003. Tom Ryan gave a brief review of his professional background and indicated he is looking forward to working with the Board.

APPROVAL OF MINUTES OF MARCH 5, 2003

MOTION: Richard Strand moved, seconded by Nanette Kosydar Dreves, to approve the minutes of March 5, 2003. Motion carried unanimously.

DENTAL ORGANIZATION OF CONSCIOUS SEDATION PRESENTATION – ORAL CONSCIOUS SEDATION (MAILED HANDOUT) – 8:45 A.M.

Jason Goodchild, DMD, delivered a presentation to the Board on the appropriate use of specific drugs for oral conscious sedation and answered questions from the Board. The Board asked to see examples of Dr. Goodchild's advertisements in regard to the use of the word sleep vs. relaxation vs. sedation and a copy of the shorter course referred to in his presentation for each Board member.

ADMINISTRATIVE RULE CL 02-138 – DE 6.02 (4) (C), DENTAL SPECIALTIES

MOTION: Richard Strand moved, seconded by Nanette Kosydar Dreves, to send DE 6.02 (4) (C), Dental Specialties to the legislature. Motion carried unanimously.

ADMINISTRATIVE RULE CL 02-139 – DE 1.015, FACULTY LICENSE

The Board reviewed Administrative Rule CL 02-139 – DE 1.015 regarding faculty licensing. The Board noted the need for revisions which should not be complicated. Legal Counsel will revise the rule as recommended by the Board to clarify limits of an instructor in a teaching clinic.

MOTION: Wilber Gill moved, seconded by Nanette Kosydar Dreves, to table the faculty license rule until the next Board meeting. Motion carried unanimously.

ADMINISTRATIVE RULE CL 03-XXX– DE 3.02, PRACTICE OF DENTAL HYGIENE

MOTION: Judith Ficks moved, seconded by Keith Clemence, to send DE 3.02 rule to the Clearinghouse. Motion carried unanimously.

AADE – GUIDANCE FOR CLINICAL LICENSURE EXAMINATION IN DENTISTRY

This was informational material. Board members were asked to submit any comments they may have to the Chair by May 15, 2003.

AADE MARCH MEETING REPORT –BRUCE BARRETTE, DDS AND JUDITH FICKS

Bruce Barrette, DDS and Judith Ficks reported on the March AADE meeting. The next meeting is on October 22 and 23, 2003, in San Francisco and the issue of Oral Conscious Sedation is a major topic of discussion. A follow up report to the DEB will be forthcoming.

CREDENTIALING – BRUCE BARRETTE, DDS; RICHARD STRAND, DDS; NAN KOSYDAR DREVES, RDH

The Board discussed its concerns with the credentialing process during this transition period the DRL is in due to a change in administration and reassignment of DRL employees. The Board will form a credentialing committee consisting of two dentistry board members, one dental hygienist board member, and one DRL member.

The purpose of the committee would be to act on all dental and dental hygiene endorsement applications and dental faculty licenses. The committee would have the authority to approve routine endorsements. Any “problematic” endorsements would be brought before the entire DEB. The Board noted it is much easier to address problematic licenses before issued, than to remove a license if problems arise because something is missed in the credentialing process.

MOTION: Wilber Gill moved, seconded by Bruce Trimble, to adopt the proposal for the creation of a committee for credentialing of dental and dental hygiene endorsement licenses and dental faculty licenses consisting of two dentist board members, one hygienist, all appointed by the chair, and one DRL staff member. The Committee would act on all endorsement applicants in dentistry, dental hygiene and dental faculty licenses. The Committee would approve routine endorsements. Any problematic application would be brought to the full board. One member would be elected chair by committee and chair would convene committee at his/her discretion. Motion carried unanimously.

The Chair named Richard Strand, DDS, Karen Jahimiak, DDS, and David Carroll, RDH, to the Credentialing Committee.

MOTION: Nanette Kosydar Dreves moved, seconded by Wilber Gill, to recommend that Deanna Zychowski be the DRL staff member to work with credentialing on this committee and formalize this recommendation via letter from the chair. Motion carried unanimously.

CRDTS – DR. RICHARD STRAND

Richard Strand, DDS, a member of the CRDTS Steering Committee reported a change in the Executive Director for CRDTS. The new Executive Director is Howard Thurman, DDS, who replaced Mr. Ted Carter. The failure rate was at 18% but the last session it was a 9%. Failure reflects changes from conjunctive scoring to compensatory scoring and relates to the changes we have made in the exam process. We have made significant improvement to not only have a reduction in the dentist failure rate but also in the Dental Hygiene failure rate. These are all positives.

REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES

No discussion.

ADA NATIONAL BOARD DENTAL EXAMINATION

MOTION: Wilber Gill moved, seconded by Karen Jahimiak, to send Nanette Kosydar Dreves to represent the DEB at the ADA National Board Dental Examination at Marquette University, Milwaukee, WI, on July 14-15, 2003. Motion carried unanimously.

CLOSED SESSION

MOTION: Judith Ficks moved, seconded by Nanette Kosydar Dreves, to adjourn to closed session pursuant to Wisconsin State statutes § 19.85 (1) (a)(b)(f) and (g) to deliberate on applications, administrative warning, order fixing costs, request for full licensure, request for 3-month stay of suspension, case status report and consulting with legal counsel. Motion carried by roll call vote: Bruce Barrette-yes, David Carroll-yes, Keith Clemence-yes, Nanette Kosydar Dreves-yes, Judith Ficks-yes, Wilber Gill-yes, Karen Jahimiak-yes, Richard Strand-yes, Bruce Trimble-yes; Catherine Schleis-yes.

Open session recessed at 12:10 p.m.

RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

MOTION: Judith Ficks moved, seconded by Richard Strand, to reconvene into open session at 2:30 p.m. Motion carried unanimously.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

REVIEW OF APPLICATIONS

ALAN SIMON, DDS

MOTION: Nanette Kosydar Dreves moved, seconded by Keith Clemence, to deny the application of Alan Simon, DDS. Motion carried unanimously.

KAREN HENDRICKSON, RDH

MOTION: David Carroll moved, seconded by Karen Jahamiak, to deny the application of Karen Hendrickson, RDH. Motion carried unanimously.

REVIEW OF APPLICATIONS RECEIVED AFTER PRINTING OF AGENDA

PATRICIA DECHENE, RDH

MOTION: Karen Jahamiak moved, seconded by Catherine Schleis, to accept the application of Patricia DeChene, RDH for her dental hygiene license by endorsement. Motion carried unanimously.

ADMINISTRATIVE WARNING

02 DEN 100

MOTION: Nanette Kosydar Dreves moved, seconded by Bruce Trimble, to approve the Administrative Warning on 02 DEN 100. Motion carried unanimously.

ORDER FIXING COSTS

NILES K. BAKKE

MOTION: Judith Ficks moved, seconded by Richard Strand, to approve the order fixing costs in the matter concerning Niles K. Bakke. Motion carried unanimously.

REQUEST FOR FULL LICENSURE

STEPHEN RATER, DDS

MOTION: Bruce Trimble moved, seconded by Karen Jahimiak, to approve the request of Stephen Rater, DDS to restore him to full licensure. Nanette Kosydar Dreves voted no. Motion carried.

3-MONTH STAY OF SUSPENSION

WILLIAM BEAUPRE, DDS

MOTION: Judith Ficks moved, seconded by Richard Strand, to grant the request of William Beaupre, DDS for a 3-month stay of suspension. Motion carried unanimously.

DIVISION OF ENFORCEMENT – CASE STATUS REPORT

MOTION: Judith Ficks moved, seconded by Richard Strand, to close 02 DEN 142 for insufficient evidence. Motion carried unanimously.

MOTION: Bruce Trimble moved, seconded by David Carroll, to close 93 DEN 044 for insufficient evidence. Nanette Kosydar Dreves and Richard Strand voted no. Motion carried.

MOTION: David Carroll moved, seconded by Karen Jahimiak, to close 96 DEN 027 for prosecutorial discretion-P3. Vote taken by roll call: Bruce Barrette-no; David Carroll-yes; Keith Clemence-no; Nanette Kosydar Dreves-no; Judith Ficks-no; Wilber Gill-yes; Karen Jahimiak-yes; Catherine Schleis-yes; Richard Strand-no; Bruce Trimble-yes. 5 no's, 5 yes's. Motion failed.

MOTION: David Carroll moved, seconded by Catherine Schleis, to close 98 DEN 060 for insufficient evidence. Vote taken by roll call: Bruce Barrette-yes; David Carroll-yes; Keith Clemence-yes;

Nanette Kosydar Dreves-yes; Judith Ficks-yes; Wilber Gill-yes; Karen Jahimiak-yes; Catherine Schleis-yes; Richard Strand-yes; Bruce Trimble-yes. Motion carried unanimously.

MOTION: Wilber Gill moved, seconded by David Carroll, to close 96 DEN 003 for prosecutorial discretion-P3. Nanette Kosydar Dreves – no; Judith Ficks – no; Bruce Barrette abstained; Motion carried.

MOTION: Judith Ficks moved, seconded by Catherine Schleis, to close 02 DEN 117 for no violation. Motion carried unanimously.

MOTION: Nanette Kosydar Dreves moved, seconded by Richard Strand, to close 02 DEN 113 for no violation. Motion carried unanimously.

INFORMATIONAL ITEMS

Nanette Kosydar Dreves noted the change in the prophylaxis definition on stamped page 206 in the agenda packet. She also reviewed information from the National Oral Health Conference held in Milwaukee, WI. Copies of A National Call to Action to Promote Oral Health care was provided to Board members.

OTHER BOARD BUSINESS

None

ADJOURN

MOTION: Judith Ficks moved, seconded by Catherine Schleis, to adjourn the meeting at 2:55 p.m. Motion carried unanimously.

Next Meeting: Wednesday, July 2, 2003